

AMENDED IN ASSEMBLY APRIL 8, 2013  
AMENDED IN ASSEMBLY MARCH 21, 2013  
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1146**

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**Introduced by Assembly Member Morrell**

February 22, 2013

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An act to amend Section 48800 of the Education Code, relating to pupils.

LEGISLATIVE COUNSEL'S DIGEST

AB 1146, as amended, Morrell. Pupils: concurrent enrollment in secondary school and community college.

Existing law authorizes the principal of a school to recommend a pupil for community college summer session if the pupil meets certain criteria and requires, for any particular grade level, the principal to not recommend for community college summer session more than 5% of the total number of pupils who completed that grade immediately before the time of recommendation. *Existing law, until January 1, 2014, requires a high school pupil recommended for enrollment in a community college course to not be included in the 5% limit if the course meets certain criteria and the principal provides the Chancellor of the California Community Colleges with specific data that is included in a report submitted to the Department of Finance. Existing law also, until January 1, 2014, requires the Board of Governors of the California Community Colleges to not include enrollment growth attributable to pupils not included in the 5% limit as part of its annual budget request for the California Community Colleges.*

This bill would ~~increase the limit on the total number of pupils for any particular grade level who may be recommended for community college summer session to 10%~~ *extend the provisions related to high school pupils not included in the 5% limit, as described above, until January 1, 2019.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ *yes*. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 48800 of the Education Code is amended  
2 to read:  
3 48800. (a) The governing board of a school district may  
4 determine which pupils would benefit from advanced scholastic  
5 or vocational work. The intent of this section is to provide  
6 educational enrichment opportunities for a limited number of  
7 eligible pupils, rather than to reduce current course requirements  
8 of elementary and secondary schools, and also to help ensure a  
9 smoother transition from high school to college for pupils by  
10 providing them with greater exposure to the collegiate atmosphere.  
11 The governing board of the school district may authorize those  
12 pupils, upon recommendation of the principal of the pupil’s school  
13 of attendance, and with parental consent, to attend a community  
14 college during any session or term as special part-time or full-time  
15 students and to undertake one or more courses of instruction offered  
16 at the community college level.  
17 (b) If the governing board of the school district denies a request  
18 for a special part-time or full-time enrollment at a community  
19 college for any session or term for a pupil who is identified as  
20 highly gifted, the governing board of the school district shall issue  
21 its written recommendation and the reasons for the denial within  
22 60 days. The written recommendation and denial shall be issued  
23 at the next regularly scheduled board meeting that falls at least 30  
24 days after the request has been submitted.  
25 (c) A pupil shall receive credit for community college courses  
26 that he or she completes at the level determined appropriate by the  
27 governing boards of the school district and community college  
28 district.

1 (d) (1) The principal of a school may recommend a pupil for  
2 community college summer session only if that pupil meets all of  
3 the following criteria:

4 (A) Demonstrates adequate preparation in the discipline to be  
5 studied.

6 (B) Exhausts all opportunities to enroll in an equivalent course,  
7 if any, at his or her school of attendance.

8 (2) For any particular grade level, a principal shall not  
9 recommend for community college summer session attendance  
10 more than ~~10~~ 5 percent of the total number of pupils who completed  
11 that grade immediately before the time of recommendation.

12 (3) A high school pupil recommended by his or her principal  
13 for enrollment in a course shall not be included in the ~~10-percent~~  
14 *5-percent* limitation of pupils allowed to be recommended pursuant  
15 to paragraph (2) if the course in which the pupil is enrolled meets  
16 one of the criterion listed in subparagraphs (A) to (C), inclusive,  
17 and the high school principal who recommends the pupil for  
18 enrollment provides the Chancellor of the California Community  
19 Colleges, upon the request of the chancellor's office, with the data  
20 required for purposes of paragraph (4).

21 (A) The course is a lower division, college-level course for  
22 credit that is designated as part of the Intersegmental General  
23 Education Transfer Curriculum or applies toward the general  
24 education breadth requirements of the California State University.

25 (B) The course is a college-level, occupational course for credit  
26 assigned a priority code of "A," "B," or "C," pursuant to the  
27 Student Accountability Model, as defined by the Chancellor of the  
28 California Community Colleges and reported in the management  
29 information system, and the course is part of a sequence of  
30 vocational or career technical education courses leading to a degree  
31 or certificate in the subject area covered by the sequence.

32 (C) The course is necessary to assist a pupil who has not passed  
33 the California High School Exit Examination (CAHSEE), does  
34 not offer college credit in English language arts or mathematics,  
35 and the pupil meets both of the following requirements:

36 (i) The pupil is in his or her senior year of high school.

37 (ii) The pupil has completed all other graduation requirements  
38 before the end of his or her senior year, or will complete all  
39 remaining graduation requirements during a community college

1 summer session, which he or she is recommended to enroll in,  
2 following his or her senior year of high school.

3 (4) On or before March 1 of each year, the Chancellor of the  
4 California Community Colleges shall report to the Department of  
5 Finance the number of pupils recommended pursuant to paragraph  
6 (3) who enroll in community college summer session courses and  
7 who receive a passing grade. The information in this report may  
8 be submitted with the report required by subdivision (c) of Section  
9 76002.

10 (5) The Board of Governors of the California Community  
11 Colleges shall not include enrollment growth attributable to  
12 paragraph (3) as part of its annual budget request for the California  
13 Community Colleges.

14 (6) Notwithstanding Article 3 (commencing with Section 33050)  
15 of Chapter 1 of Part 20 of Division 2 of Title 2, compliance with  
16 this subdivision shall not be waived.

17 (e) Paragraphs (3), (4), and (5) of subdivision (d) shall become  
18 inoperative on January 1, ~~2014~~ 2019.